(1) (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR [C.G.]

W.P.---1268---/04

PETITIONER : P.L.Shrivastava S/o Late K.L.Shrivastava retired Forest Ranger, Aged-About 68 yrs., R/o-Qtr.No.82, Mahesh nagar, Rajnadgaon,Tahsil&District-Rajnadgaon [C.G.].

VERSUS

RESPONDENTS :

1. State Of Chhattisgarh
   Through- Secretary
   Forest department
   DKS Bhawan, Raipur(C.G.)

2. State Of Madhya Pradesh
   Through- Secretary
   Forest department
   Vallabh Bhavan, Bhopal (M.P.)

3. Forest Conservator
   Chhindvada Circle
   Tah & Distt.- Chhindvada, (M.P.)

4. Van Mandaladhikari (Forest Zonal Officer, west Chhindvada, (General)
   Tah & Distt.- Chhindvada, (M.P.)

5. The state Administrative Tribunal
   Through- Secretary, Raipur,
   Distt.- Raipur [C.G.]

P. R. No. 1255/04
Presented by Shri Sanjay Jain
dated 9.05.04

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(23)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No.1268 सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

10.5.2004

Shri Sanjay Patel, counsel for the petitioner.

Akhil Agrawal, Panel Lawyer for the State.

Application for urgent hearing is allowed.

Learned counsel for the petitioner submitted that the matter is similar to W.P.No.2919/2003 (Dr.Sanjay Tiwari –v- State of C.G. and others) where orders have been passed on 19.9.2003. Copy of the said order has been produced. Learned counsel prays for similar orders in this petition also.

Heard.

By this writ petition under Articles 226/227 of the Constitution of India, petitioner seeks to withdraw original application No.279/2002 filed before the State Administrative Tribunal, Bench at Raipur.

The petitioner's case is that the petitioner was working as Forest Ranger in Chindavada Circle and he retired after attaining the age of superannuation on 31.7.1994. The allegation against the petitioner is that during the relevant period, he had embezzled the government amount and committed financial irregularities and as such he was served charge sheet. After conducting enquiry, respondent no.2 passed recovery order on 11.7.2001. The petitioner moved an application before the State Administrative Tribunal

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(24)

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

challenging the order dated 11.7.2001 of respondent no.2, which was registered as O.A.No.279/2002

Learned counsel for the petitioner submitted that since the State Administrative Tribunal has been abolished and the application of the petitioner is still pending before the Tribunal, the petitioner wants to withdraw O.A.No.279/2002. He further submitted that the petitioner has no other remedy except to file this writ petition in order to withdraw the application pending before the Tribunal.

Learned Govt. Advocate has no objection to the request of the petitioner.

In the circumstances, the application of the petitioner i.e., O.A.279/2002 is allowed to be withdrawn and the same is dismissed as withdrawn.

Accordingly, the petition stands disposed of.

C.C. as per rules.

Sd/-
Fakhruddin
Judge

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